

ESTTA Tracking number: **ESTTA705487**

Filing date: **10/29/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91221189
Party	Defendant Harpo, Inc.
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Date	10/29/2015
Attachments	ANSWER TO NOTICE OF OPPOSITION No. 91221189, Harpo, Inc. Default- Name.pdf(97459 bytes )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SOULCYCLE, LLC,

*Opposer,*

-v-

HARPO, INC.,

*Applicant.*

Opposition No. 91221189

Serial No.: 86260448

Mark: SUPER SOUL SESSIONS

**APPLICANT'S ANSWER TO NOTICE OF OPPOSITION**

Applicant Harpo, Inc. ("**Applicant**"), owner of USPTO Application Serial No. 86260448 for the mark SUPER SOUL SESSIONS ("**Applicant's Mark**"), by and through its attorneys, Davis & Gilbert LLP, hereby answers the Notice of Opposition filed by SoulCycle, LLC ("**Opposer**") as follows:

1. Applicant denies information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 1 of the Notice of Opposition.
2. Applicant denies information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 2 of the Notice of Opposition.
3. Applicant denies that "SoulCycle, its related business, and its SOUL Marks are well-known in the United States and globally as extensive on-line and in-print press reports evidence in the United States and in other countries around the world". Applicant denies information or knowledge sufficient to form a belief as to the truth of the remaining allegations contained in Paragraph 3 of the Notice of Opposition.
4. Applicant denies information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 4 of the Notice of Opposition.

5. Applicant denies information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 5 of the Notice of Opposition that pertain to Opposer's purported common law rights. Applicant denies the remaining allegations contained in Paragraph 5 of the Notice of Opposition.

6. Applicant denies the allegations contained in Paragraph 6 of the Notice of Opposition.

7. Applicant denies information or knowledge sufficient to form a belief as to the allegations contained in the first sentence of Paragraph 7 of the Notice of Opposition. Applicant denies the remaining allegations contained in Paragraph 7 of the Notice of Opposition.

8. Applicant admits the allegations contained in Paragraph 8 of the Notice of Opposition.

9. Paragraph 9 of the Notice of Opposition solely asserts legal conclusions, and therefore no response is required. However, to the extent that a response is required, Applicant denies the allegations contained in Paragraph 9 of the Notice of Opposition.

10. Applicant denies information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 10 of the Notice of Opposition.

11. Applicant admits the allegations contained in Paragraph 11 of the Notice of Opposition.


12. Paragraph 12 of the Notice of Opposition solely asserts legal conclusions, and therefore no response is required. However, to the extent that a response is required, Applicant denies the allegations contained in Paragraph 12 of the Notice of Opposition.

13. Applicant admits the allegations contained in the first sentence of Paragraph 13 of the Notice of Opposition. Applicant denies the remaining allegations contained in Paragraph 13 of the Notice of Opposition.

**CERTIFICATE OF SERVICE**

On October 24, 2015, a true and correct copy of the foregoing **ANSWER TO NOTICE OF OPPOSITION** was served by first-class mail, postage prepaid, on counsel for Opposer:

Dale M. Cendali, Esq.  
Kirkland & Ellis LLP  
601 Lexington Avenue  
New York, NY 10022

  
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14. Paragraph 14 of the Notice of Opposition solely asserts legal conclusions, and therefore no response is required. However, to the extent that a response is required, Applicant denies the allegations contained in Paragraph 14 of the Notice of Opposition.

15. Applicant denies information or knowledge sufficient to form a belief as to the truth of the allegations contained in Paragraph 15 of the Notice of Opposition.

**WHEREFORE**, Applicant respectfully requests that Opposition No. 91221189 be dismissed with prejudice, that Application Serial No. 86260448 proceed to registration, and that judgment be entered for Applicant.

Dated: October 29, 2015  
New York, New York

Respectfully submitted,

DAVIS & GILBERT LLP

By: 

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